

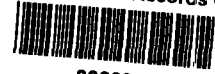


Illinois Environmental Protection Agency · 2200 Churchill Road, Springfield, IL 62706

217/782-6761

Re: ILDC006217111 -- St. Clair County
Officer
ILDC006217111
Compliance File

EPA Region 5 Records Ctr.



390930

PRE-ENFORCEMENT CONFERENCE LETTER

Reference: P 594 561 689

May 21, 1987

M. Jean-Paul Valles
Officer, Inc.
225 East 42nd Street
New York, New York 10017

Dear Mr. Valles:

The Agency has previously informed Pfizer, Inc. of apparent violations of the Illinois Environmental Protection Act and/or rules and regulations adopted thereunder. These apparent violations are set forth in Attachment A of this letter.

As a result of these apparent violations, it is our intent to refer this matter to the Agency's legal staff for the preparation of a formal enforcement case. The Agency's legal staff will, in turn, refer this matter to the Office of Attorney General or to the United States Environmental Protection Agency for the filing of a formal complaint.

Prior to taking such action, however, you are requested to attend a Pre-Enforcement Conference to be held at the Division of Land Pollution Control, 2200 Churchill Road, Springfield, Illinois. The purpose of this Conference will be:

1. To discuss the validity of the apparent violations noted by Agency staff, and
2. To arrive at a program to eliminate existing and/or future violations.

You should, therefore, bring such personnel and records to the conference as will enable a complete discussion of the above items. We have scheduled the Conference for June 10, 1987, at 10:00 a.m.. If this arrangement is inconvenient, please contact Bur Filson at 217/782-6761 to arrange for an alternative date and time.



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In addition, please be advised that this letter constitutes the notice required by Section 21(c) of the Illinois Environmental Protection Act prior to the filing of a formal complaint. The cited Section of the Illinois Environmental Protection Act requires the Agency to inform you of the charges which are to be alleged and offer you the opportunity to meet with appropriate officials within thirty days of this notice date in an effort to resolve such conflict which could lead to the filing of formal action.

Sincerely,

A handwritten signature in cursive script, appearing to read "Robert E. Chappel".

Robert E. Chappel, P.E., Manager
Compliance Monitoring Section
Division of Land Pollution Control

AL: F:20770/4-5

Attachment

cc: Division File ✓
Southern Region
Bruce Carlson
Andy Vollmer
Bur Filson



ATTACHMENT A

1. Pursuant to 35 Ill. Adm. Code 724.251, the Agency shall promulgate standardized forms based on 40 CFR 264.151 with such changes in wording as are necessary under Illinois law. Any owner or operator required to establish financial assurance under this Subpart shall do so only upon the standardized forms promulgated by the Agency. The Agency shall reject any financial assurance document which is not submitted on such standardized forms. The Agency has rejected your financial assurance document(s) for failure to use the Illinois standardized forms.
2. Pursuant to 35 Ill. Adm. Code 725.212(a), by May 19, 1981, the owner or operator must have a written closure plan. A copy of the closure plan and all revisions must be kept at the facility until closure is completed and certified. The closure plan must include at least:
 1. A description of how and when the facility will be partially closed, if applicable, and finally closed. The plan must identify how the requirements of Sections 725.211, 725.213, 725.214 and 725.215 and applicable requirements of 725.297, 725.328, 725.380, 725.410, 725.451, 725.481 and 725.504 will be met;
 2. An estimate of the maximum inventory of wastes in storage and in treatment at any time during the life of the facility;
 3. A description of the steps needed to decontaminate facility equipment and surrounding soil if necessary;
 4. An estimate of the expected year of closure and a schedule for final closure;
 5. A provision for closure certification by an independent registered professional engineer.

You are in apparent violation of 35 Ill. Adm. Code 725.212(a) for the following reason(s): Your closure plan fails to meet the requirements of Item Number 1 above.

3. Pursuant to 40 CFR 265.143 (as incorporated by reference in 35 Ill. Adm. Code 725.243), an owner or operator of each facility must establish financial assurance for closure of the facility. You are in apparent violation of 35 Ill. Adm. Code 725.243 for the following reason(s): The requirements of this section have not been met because the financial test was not submitted on the State of Illinois Forms.

EF/mls/2514g/8